

Minutes  
Catawba County Board of Commissioners  
Regular Session, Monday, November 19, 2001, 7:00 p.m.

**Appointments**

Dangerous Dog Appellate Board	150	11/19/01
FORESIGHT Steering Committee	150	11/19/01
WPCOG Rural Transportation Advisory/Technical Committee	150	11/19/01

**Codification of County Laws**

Catawba County Water Extension Ordinance (second reading)	152	11/19/01
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**Facilities**

Sale of Property to NC Department of Transportation	152	11/19/01
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**Fee Schedule**

Catawba County Water Extension Ordinance	152	11/19/01
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**Grants**

FY 2003 Catawba County Community Transportation Application	149	11/19/01
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**Hospital, Catawba Memorial**

Sale of Property to NC Department of Transportation	152	11/19/01
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**Meetings, Board of Commissioners**

Resolution No. 2001-281, Rescheduling Date of Board Retreat	151	11/19/01
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**Public Hearing**

FY 2003 Community Transportation Program Application	149	11/19/01
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**Rescue Squads**

Resolution No. 2001-282, Sherrills Ford-Terrell Fire & Rescue, Inc.	151	11/19/01
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**Resolutions**

Resolution No. 2001-280, FY 2003 Community Transportation Program Application	149	11/19/01
Resolution No. 2001-281, Rescheduling Date of Board Retreat	151	11/19/01
Resolution No. 2001-282, Sherrills Ford-Terrell Fire & Rescue, Inc. Financing for Fire Truck Project	151	11/19/01
Resolution No. 2001- 283, WPCOG Release of State Funds for Economic Development Technical Assistance	152	11/19/01

**Strategic Planning**

FORESIGHT Steering Committee	150	11/19/01
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**Transportation**

FY 2003 Catawba County Community Transportation Application	149	11/19/01
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**Western Piedmont Council of Governments**

Resolution No. 2001- 283, WPCOG Release of State Funds for Economic Development Technical Assistance	152	11/19/01
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The Catawba County Board of Commissioners met in regular session on Monday, November 19, 2001, 7:00 p.m., at the 1924 Courthouse, Robert E. Hibbitts Meeting Room, 30 North College Avenue, Newton, North Carolina.

Present were Chair Marie H. Huffman, Vice-Chair W. Steve Ikerd, and Commissioners Katherine W. Barnes, Barbara G. Beatty, and Dan A. Hunsucker.

Absent: None.

A quorum was present.

Also present were County Manager/Deputy Clerk J. Thomas Lundy, Deputy County Manager Steven D. Wyatt, Assistant County Manager Mick W. Berry, County Attorney Robert Oren Eades, Staff Attorney Debra Bechtel, and County Clerk Thelda B. Rhoney.

1. Chair Huffman called the meeting to order at 7:00 p.m.
2. Invocation offered by Commissioner Ikerd.
3. Commissioner Barnes made a motion to approve the Minutes from the regular and closed sessions of Monday, November 5, 2001.
4. Special Guests. None.
5. Public Hearing:
  - a. FY 2003 Catawba County Community Transportation Application.

Mr. Michael Bradshaw, Transit Manager Piedmont Wagon requested adoption of Resolution No. 2001-280, Application for Community Transportation Program Funding, and to enter into an agreement with the NC Department of Transportation (NCDOT).

He reminded the Board this annual grant was available from the NCDOT--Public Transportation Division. The purpose of the grant was to provide funds for administrative and capital expenses for counties meeting the requirements of coordination and consolidation. The funding covered 85 percent of allowable administrative expenses and 90 percent of capital funding. This would be the fifth year that Catawba County had qualified for this grant and made application.

He then discussed the current application. The FY 2003 application projected a total of \$138,504 in administrative expenses and \$40,565 in capital expenses. The requested funding from NCDOT would be \$117,728 for administrative expenses and \$36,508 for capital expenses. The required match from Catawba County was \$20,776 for administrative expense and \$4,057 for capital, making a total match requirement of \$24,833. The capital funding would be for the purchase of one replacement van conversion currently used to provide transportation to nutrition centers and for medical appointments. The van being replaced would be available to the Department of Social Services for use at group homes. Other capital items include a new desk, one laptop computer, one pager, two cell phones, one file cabinet, and a voice-mail program.

These funds would allow the consolidated transportation system to continue to provide transportation to senior citizens, the disabled, human service clients and to the general public living outside of the urbanized area. The primary trip purposes were nutrition sites for senior citizens, medical appointments, shopping, education, employment and transportation to human service facilities.

Chair Huffman opened the public hearing by saying this was the time and place as advertised for the public hearing and asked if anyone wished to speak either for or against.

There being no one wishing to speak, Chair Huffman closed the public hearing.

**Resolution No. 2001-280**  
**Application Seeking Permission to Apply for Community Transportation Program**  
**Funding, Enter Into Agreement With the North Carolina Department of Transportation**  
**and to Provide the Necessary Assurances**

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the United States Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural public transportation services consistent with the policy requirements for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis);

WHEREAS, Catawba County hereby assures and certifies that it will comply with the federal and state Statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements which relates to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

NOW, THEREFORE, be it resolved that the Catawba County Manager is hereby authorized to submit a grant application for federal and state funding, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural public transportation services.

I, Thelda B. Rhoney, County Clerk do hereby certify that the above is a true and correct copy of an excerpt from the minutes of a meeting of the Catawba County Board of Commissioners held on Monday, November 19, 2001.

/s/ Marie H. Huffman, Chair  
Catawba County Board of Commissioners

/s/ Thelda B. Rhoney, County Clerk

After a brief discussion, Commissioner Ikerd made a motion to approve the aforementioned resolution. The motion carried unanimously.

6. Special guests not listed on agenda. None.

7. Appointments:

**FORESIGHT Steering Committee:**

Commissioner Ikerd recommended the following business and civic leaders be appointed to the (20 member) FORESIGHT Steering Committee: Phil Null, Chair; Carl Matheson, Vice-Chair; Glenn E. Barger; Ms. Pat Beaver; Ron Deal; Robert Oren Eades; Boyd George; Jerry Hodge; Ms. Lynn M. Lail; J. Thomas Lundy; Mr. Sandy Lyons; William R. McDonald, III; Glenn Morrison; Jill J. Patton; Dean Proctor; Mike Ruddy; A. Pope Shuford; Dr. William L. Sims; Charles M. Snipes; and Joe David Teague.

**Dangerous Dog Appellate Board:**

Commissioner Beatty recommended the appointment of Wayne Hicks for a three-year term replacing Jane Earnest who moved to Alexander County. The term will be considered a full-term and will expire November 4, 2004.

**Western Piedmont Council of Governments:**

Chair Huffman recommended Commissioner Barbara Beatty to the Rural Transportation Advisory Committee; and Planning Director Debra N. Bechtel and County Planner Mary K. George to the Rural Transportation Technical Committee.

Commissioner Huffman made a motion to approve the aforementioned appointments. The motion carried unanimously.

8. Consent agenda:

The following items were grouped as the Consent Agenda and was presented by County Manager J. Thomas Lundy.

- a. Resolution Changing Date of Board Retreat to November 30, 2001.

**Resolution No. 2001-281  
Rescheduling Date of Board Retreat**

WHEREAS, on September 11, 2000, the Catawba County Board of Commissioners approved its meeting calendar for 2001; and

WHEREAS, the Board's fall retreat was scheduled for Friday, November 16, 2001, 8:30 a.m., at St. Stephens Branch Library.

NOW, THEREFORE, BE IT RESOLVED that the Catawba County Board of Commissioners wishes to reschedule the date of its fall retreat from Friday, November 16, 2001, 8:30 a.m. to Friday, November 30, 2001, 8:30 a.m. St. Stephens Branch Library.

This the 19<sup>th</sup> day of November, 2001.

/s/ Marie H. Huffman, Chair  
County Board of Catawba Commissioners

- b. Validation of Sherrills Ford – Terrell Fire and Rescue, Inc. for Private Financing.

The Sherrills Ford-Terrell Fire and Rescue Inc. is in the process of purchasing two new fire and rescue apparatus from the Triad Fire Company. The purchase price is \$453,421. They have made a down payment of \$175,000 and will finance the balance of \$278,421 with Branch Banking and Trust Company (BB&T). The term of the loan is for 10 years at 4.93% interest, with an option for 5 years at 4.39% interest. As of June 30, 2001, they have \$200,000 in their fund balance. They will retain the fund balance for future operations and emergency use. This is not considered a financial obligation of the County. The equipment itself is listed as collateral. The County's role is validating that the department is a nonprofit public service agency providing fire and rescue protection to the district, which qualifies the fire and rescue department for a tax-exempt loan status. We are not guaranteeing the loan in any way. As required by law, the Sherrills Ford-Terrell Fire and Rescue, Inc. Board held a public hearing on November 5, 2001, and approved the purchase of this equipment.

**Resolution No. 2001-282  
Approving the Financing by Sherrills Ford-Terrell Fire & Rescue, Inc.  
of up to \$278,421 for Fire Truck Project**

WHEREAS, Sherrills Ford-Terrell Fire & Rescue, Inc. has determined to finance an amount of up to \$278,421 for two (2) Pierce Fire Trucks. The United States Internal Revenue Code requires that for such financing to be carried out on a tax-exempt basis, this Board must first approve the financing. The Fire & Rescue has held a public hearing on the financing after published notice, as required by the Code. The Fire & Rescue has reported the proceedings of the hearing to this Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Catawba County, North Carolina, as follows:

1. The County approves the Fire & Rescue's entering into the financing, as required under the Code for the financing to be carried out on a tax-exempt basis. The Fire & Rescue's conduct of the required public hearing is approved.

Approved this 19<sup>th</sup> day of November, 2001.

/s/ Marie H. Huffman, Chair  
Catawba County Board of Commissioners

- c. Resolution Requesting Release of State Funds for Economic Development Technical Assistance.

**Resolution No. 2001 - 283**  
**Requesting Release of State Funds for**  
**Economic Development Technical Assistance**

WHEREAS, Lead Regional Organizations have established productive voluntary working relationships with municipalities and counties across North Carolina; and

WHEREAS, the General Assembly recognized this relationship through the appropriation of \$935,000 to help Lead Regional Organizations assist local governments with grant applications, economic development, community development, and to support local industrial development activities and other activities as deemed appropriate by their local governments; and

WHEREAS, these funds are not intended to be used for payment of member dues or assessments to a Lead Regional Organization or to supplant funds appropriated by the member governments; and

WHEREAS, in the event that a request is not made by Catawba County for release of these funds to the Western Piedmont Council of Governments, the available funds will revert to the State's general fund; and

WHEREAS, in Region E, funds in the amount of \$55,000 will be used to continue the provision of grants assistance to member local governments (especially related to Community Development Block Grants and other economic grants); to continue the provision of certain technical and planning assistance activities to member governments; to continue the development and maintenance of a data base for the entire region and be able to provide member governments with detailed information on population, employment, growth trends, and other information as needs are identified; to provide assistance as needed to the four county economic development or industrial development efforts; and to continue development of an maintain a Geographic Information System (GIS).

NOW, THEREFORE, BE IT RESOLVED, that the Catawba County Board of Commissioners requests the release of Catawba County's share of these funds in the amount of \$16,363.08 to the Western Piedmont Council of Governments at the earliest possible time, in accordance with the provisions of State law.

Adopted this 19<sup>th</sup> day of November, 2001 by:

/s/ J. Thomas Lundy  
County Manager

/s/ Marie H. Huffman, Chair  
Catawba County Board of Commissioners

- d. Catawba Memorial Hospital – Sale of Property to NC Department of Transportation.

The Catawba Memorial Hospital Board of Trustees has requested that the Board of Commissioners approve the sale of an 0.22 acre of land along Fairgrove Church Road to the North Carolina Department of Transportation (NCDOT) for \$42,500. NCDOT needs to purchase this property for an acceleration lane, after traffic turns from Tate Boulevard right onto Fairgrove Church Road. The County owns the assets of the Hospital; consequently, the County as owner must execute the documents for the sale of property. Paul Gadd, Real Estate Appraiser, inspected the property and anticipated a value of \$40,000 to \$45,000 if an appraisal was done. The Hospital has accepted an offer of \$42,500 for the property, pending the approval of the Board of Commissioners.

Commissioner Hunsucker made a motion to approve the consent agenda. The motion carried unanimously.

**End Consent Agenda**

9. Departmental Report:

- a. Utilities and Engineering:

1. Second Reading on Catawba County Water Extension Ordinance.

Mr. Barry B. Edwards, P. E., Utilities & Engineering Director said the Public Works Subcommittee recommended that the Board of Commissioners revise the Catawba County Water Extension Policy and adopt it as an Ordinance to Chapter 504 of the Catawba County Code of Ordinances. The Catawba County Board of Commissioners at its November 5, 2001 meeting held a public hearing and accepted public comment. Vice Chairman Ikerd closed the public hearing at the November 5, 2001 meeting and the Board approved the Catawba County Water Extension Policy on first reading by a 4-0 vote. The effective date of the Ordinance will be November 20, 2001. Pursuant to N.C. General Statute 153A-45 an ordinance must receive the approval of all the members of the board of commissioners; therefore, a second reading is required.

Commissioner Ikerd made a motion to approve the Catawba County Water Extension Policy on second reading and for the ordinance to become effective November 20, 2001, and to adopt the water fee schedule. The motion carried unanimously.

10. Attorneys' Report. None.
11. Manager's Report. None.
12. Other items of business. None.
13. Adjournment.

At 7:23 p.m. there being no further business to come before the Board, Chair Huffman made a motion to adjourn. The motion carried unanimously.

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Marie H. Huffman  
Chair, Board of Commissioners

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Thelda B. Rhoney  
County Clerk